

RECEIVED
CENTRAL FAX CENTER

JUN 05 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Makoto SAWADA

Serial No.: 10/647,900

Filed: 25 August 2003

Title: HYDRAULIC PRESSURE SENSOR FAILURE
CONTROL SYSTEM FOR BELT-TYPE
CONTINUOUSLY VARIABLE TRANSMISSION


Group Art Unit: 3682

Examiner: V. Johnson

Attorney Docket No.: KIOI:034

Certificate of Filing By FacsimileI hereby certify that this paper is being transmitted via
facsimile to the United States Patent & Trademark Office,
Technology Center 3600, at telephone number 571-273-
8300, on:

DATE: 06/05/06

BY: 
MARC A. ROSSICOMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450FACSIMILE TRANSMISSION

Total Pages 4 (including this page)

THE FOLLOWING DOCUMENTS ARE FAXED:

Documents	Page(s)
COVER SHEET	1
REPLY	1
TERMINAL DISCLAIMER	2

From:	ROSSI, KIMMS & McDOWELL LLP
Sender's Phone:	703-726-6020
Contact:	Marc A. Rossi

CONFIDENTIALITY NOTICE: THIS FAX IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT(S) OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT(S), YOU HAVE RECEIVED THIS FAX IN ERROR, AND THAT YOU ARE NOT AUTHORIZED TO REVIEW, DISSEMINATE, DISTRIBUTE OR COPY THIS FAX. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY. THANK YOU.

COVER SHEET 1

RECEIVED
CENTRAL FAX CENTER

JUN 05 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

12

In re Application of:
Makoto SAWADA

Serial No.: 10/647,900

Filed: 25 August 2003

HYDRAULIC PRESSURE SENSOR FAILURE
Title: CONTROL SYSTEM FOR BELT-TYPE
CONTINUOUSLY VARIABLE TRANSMISSION

Group Art Unit: 3682

Examiner: V. Johnson

Attorney Docket No.: KIOI:034

Certificate of Filing By Facsimile

I hereby certify that this paper is being transmitted via
facsimile to the United States Patent & Trademark Office,
Technology Center 3800, at telephone number 571-273-
8300, on:

DATE: 06/05/06BY: [Signature]
MARC A. ROSSI

COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

REPLY - TERMINAL DISCLAIMER

Sir:

This is a timely reply to the Office Action dated 03 May 2006. This reply requires a fee of \$130 for the accompanying Terminal Disclaimer to obviate a nonstatutory obviousness-type double patenting rejection. The Commissioner is authorized to charge any unaccounted fee(s), such as for extension of time, excess claim fees, etc., required to maintain pendency of this application to Deposit Account No. 18-2056.

This application is now in condition for allowance.

Respectfully submitted,

ROSSI, KIMMS & McDOWELL LLP

[Signature]
MARC A. ROSSI
REG. NO. 31,923

06/05/06
DATE

P.O. Box 826
ASHBURN, VA 20146-0826
703-726-6020 (PHONE)
703-726-6024 (FAX)

RECEIVED
CENTRAL FAX CENTER

JUN 05 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Makoto SAWADA

Serial No.: 10/647,900

Filed: 25 August 2003

HYDRAULIC PRESSURE SENSOR FAILURE
Title: CONTROL SYSTEM FOR BELT-TYPE
CONTINUOUSLY VARIABLE TRANSMISSION

Group Art Unit: 3682

Examiner: V. Johnson

Attorney Docket No.: KIOI:034

Certificate of Filing By Facsimile

I hereby certify that this paper is being transmitted via
facsimile to the United States Patent & Trademark Office,
Technology Center 3600, at telephone number 571-273-
8300, on:

DATE: 06/05/06

BY: 
MARC A. ROSSI

COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

06/07/2006 BABRAHA1 00000061 182056 18647900
01 FC:1814 130.00 DA

TERMINAL DISCLAIMER Under 37 CFR §1.321
To Obviate Double Patenting Rejection

Sir:

JATCO LTD of Japan (hereafter ASSIGNEE) is the sole owner of the entire right, title, and interest in the instant application and USP 7,029,410 (hereafter "Earlier Patent").

ASSIGNEE disclaims, except as provided below, the terminal part of the statutory term of a patent (hereafter "Later Patent") granted on the instant application, which would extend beyond the expiration date of the full statutory term of the Earlier Patent, defined in 35 U.S.C. §§ 154-156, as shortened by any terminal disclaimer.

ASSIGNEE also agrees that the Later Patent is to be enforceable only for and during the period in which the Earlier and Later Patents are commonly owned. This agreement is to run with the Later Patent and is to be binding upon the grantee, its successors or assigns.

ASSIGNEE, in making the above disclaimer, however, does not disclaim any terminal part of the term of the Later Patent before the expiration of the full statutory term, as defined in 35 U.S.C. §§ 154-156, of the Earlier Patent, as shortened by any terminal disclaimer, when the Earlier Patent: expires for failure to pay any maintenance fee, is held unenforceable, is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or otherwise under 37 CFR §1.321, has all claims canceled by a reexamination certificate or as

SN. 10/647,900

ATTORNEY DOCKET NO. KIOI:034

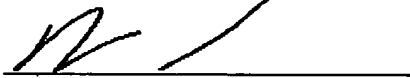
a result of an interference proceeding, is reissued, or is in any manner terminated, or otherwise deemed not to provide the rights conveyed by 35 U.S.C. § 154, before the expiration of its full statutory term as defined by 35 U.S.C. §§ 154-156, as shortened by any terminal disclaimer.

The undersigned is an attorney of record.

Respectfully submitted,

ROSSI, KIMMS & McDOWELL LLP

06/05/06
DATE



MARC A. ROSSI
REG. NO. 31,923

P.O. Box 826
ASHBURN, VA 20146-0826
703-726-6020 (PHONE)
703-726-6024 (FAX)